IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE CIVIL JURISDICTION

Writ Petition No. 668 of 2005

Shri R S Jadhav..petitioner
vs
Edn Officer Secondary & anr..Respondents

Shri A G Kothari for petitioner
Mr. V.P Malvankar AGP for State
Mr Sandesh Deshpande for respondent no.3

CORAM: A.P.SHAH & D.Y.CHANDRACHUD JJ.

Dated 20.6.2005

P.C:

. Heard the learned counsel for the parties.Perused the affidavit filed by the Education Officer. It is seen that the petitioner who is the Head Master alongwith the Secretary of the Institution has been charged for defrauding government to the tune of Rs.87 lacs and FIR has been filed against the petitioner. Consequently, the petitioner has been put under suspension on the directions of the Education Officer. In our opinion this is not a fit case for invoking the jurisdiction under Art 226 of the Constitution. The learned AGP has stated that the State is also contemplating taking action against the management under the Take Over of Management Act. Petition is dismissed.